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APPLICATION NUMBER

371 FRANKLIN AVENUE

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27489

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/735,174

12/12/2003

Bingfang Huan

NX-14C

CONFIRMATION NO. 4605

FORMALITIES LETTER

OC000000012344707

Date Mailed: 04/13/2004

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE **DISCLOSURES**

Filing Date Granted

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

• This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

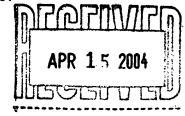
- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600

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Replies should be mailed to:

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A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Huan, et.al. Serial No.: 10/735,174

Attorney Docket: NX14C

Filed: December 12, 2003

Date: April 19, 2004

gror: Arrays Using Crosslinkable Immobilized.

Nucleic Acids

RESPONSE TO

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Mail Stop Missing Parts Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures dated April 13, 2004 (copy enclosed).

This application is a continuation, and contains the sequence listing, of U.S. Application Serial No. 09/379,888 entitled Arrays Using Crosslinkable Immobilized Nucleic Acids, filed August 23, 1999, Art Unit 1637, now U.S. Patent No. 6,696,246B1, issued February 24, 2004 (parent application). The parent application also contained a computer readable form (CRF) of the sequence listing. Applicants request that said CRF be used in the instant application.

The sequence listing provided in paper form herewith for the present application is identical to the sequence listing in the above-identified parent application and contains no new matter.

In lieu of filing a duplicate CRF, Applicants' reference herein to the CRF of the parent application and their request to use the same in the instant application, satisfies the requirements of 37 CFR 1.821(e) obviating the need for filing a CFR in the instant application.

I hereby certify that this Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to Mail Stop Missing Parts, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date: April 19, 2004

Jacalyn Hadaleta
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Since the Notice to Comply does not indicate the requirement for any fee, no fee is enclosed herewith.

Respectfully submitted,

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